

MAY 10 2004

OFFICIAL

Atty. Docket No. RSW-2000-0035-US1

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re application of: Julie H. King, et al.

May 10, 2004

Serial Nbr: 09/619,205

Filed: July 19, 2000

For: Technique for Handling Subsequent User Identification and Password Requests
within a Certificate-Based Host Session

Art Unit: 2131

Examiner: Michael R. Vaughan

Terminal Disclaimer to Obviate a Provisional Double PatentingRejection Over a Pending Second ApplicationCommissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

The owner, International Business Machines Corporation, of the entire interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 09/619,912, filed on July 19, 2000, of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term

Serial No. 09/619,205

-1-

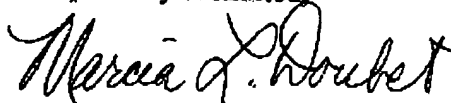
RSW9-2000-0035-US1

as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or is terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Please charge Account 09-0461 the sum of \$110.00. A duplicate of this disclaimer is attached.

Respectfully submitted,



Marcia L. Doubet
Attorney for Applicants
Reg. No. 40,999

Customer Number: 25260
Phone: 407-343-7586
Fax: 407-343-7587

Serial No. 09/619,205

-2-

RSW9-2000-0035-US1